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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
7 SAN JOSE DIVISION

8 **TIMOTHY WAYNE SMITH,**

9
10 Petitioner,

11 v.

12 **JAMES YATES, Warden**

13 Respondent.
14

C 08-0007 RMW (PR)

**ORDER GRANTING SECOND
EXTENSION OF TIME TO FILE
RESPONSE**

15 GOOD CAUSE APPEARING, it is hereby ordered that respondent is granted an
16 enlargement of time, to and including October 26, 2008, to file a response to the petition for writ
17 of habeas corpus.

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19 DATED: _____
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21 _____
22 RONALD M. WHYTE
23 United States District Judge
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